

01-31-05

1pw



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:)	
TOBINAGA et al.)	Attorney Docket No.: 27698.001
Serial No.: 10/666,581)	
Filed: September 18, 2003)	Confirmation No. 9168
For: APPLICATOR FOR APPLYING)	
FUNCTIONAL SUBSTANCES INTO)	
<u>HUMAN SKIN</u>)	

Charlotte, North Carolina, January 28, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SECOND SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

In compliance with the Applicants' duty of disclosure under 37 CFR §1.56, Applicants bring the information described in attached Form PTO 1449 to the attention of the U.S. Patent and Trademark Office in accordance with the provisions of 37 CFR §1.97-98. A copy of the foreign patent document listed on the form PTO-1449 is enclosed.

No admission is made that the information cited in this Information Disclosure Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith) 37 C.F.R. §§1.97(g) and (h).

This Second Supplemental Information Disclosure Statement is filed under 37 CFR § 1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or § 1.97(e) Statement is required. However, any fees associated with filing this Second Supplemental

Information Disclosure Statement may be charged to the undersigned's Deposit
Account No. 18-1215.

Respectfully submitted,


Dalbert U. Shefte

Reg. No. 18,174

KENNEDY, COVINGTON,

LOBDELL & HICKMAN, L.L.P.

Hearst Tower, 47th Floor

214 North Tryon Street

Charlotte, NC 28202

(704) 331-7400

--Attorney for Applicants

CERTIFICATE OF MAILING:

"Express Mail" Mailing Label No. EV522807407US Date of Deposit: January 28, 2005

I hereby certify that this paper or fee is being deposited with the United States

Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10

on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450

Typed Name: Marcia L. Siuda

Signature: 

Applicant

TOBINAGA et al.

Filing Date

September 18, 2003

Group

3763

LIST OF REFERENCES CITED BY APPLICANT
(Use Several Sheets if Necessary)

U.S. PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Name	Class	Subclass	Filing Date If Appropriate
	A	2004/0087893	05/06/2004	Kwon	604	46	06/25/2002
	B						
	C						
	D						
	E						
	F						
	G						
	H						
	I						
	J						
	K						
	L						
	M						
	N						
	O						

FOREIGN PATENT DOCUMENTS

		Document No.	Date	Country	Class	Subclass	Translation Yes No
	P	WO 2004/000389 A2	12/31/2003	WIPO			X
	Q						
	R						
	S						
	T						

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

	U	
	V	

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with applicant.